IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 10TH SEPTEMBER 2007 / 19TH BHADRA 1929

Bail Appl..No. 5308 of 2007()

PETITIONER:

VIJAYALAKSHMI, W/O. MANOJKUMAR,
KOIKKAL, ERAVANKARA P.O., MAVELIKKARA.

BY ADV. SRI.K.R.VINOD

RESPONDENTS:

---

1. STATE OF KERALA,
REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

2. THE CIRCLE INSPECTOR OF POLICE,
MAVELIKKARA POLICE STATION.

BY PUBLIC PROSECUTOR SRI.S.U. NAZAR.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/09/2007 ALONG WITH B.A.NO.5549/07 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. Nos. 5308 & 5549 OF 2007

Dated this the 10th day of September, 2007

ORDER

These applications are for anticipatory bail. The petitioners are spouses. The petitioners apprehend that they may be arrested by the police on the allegation that they have committed a non-bailable offence.

2. Notice was given to the learned Public Prosecutor. The learned Public Prosecutor submits that though a petition has been received which has been registered as Petition No.75/B2/07/KI of Mavelikkara Police Station, the said petition, according to the police, does not reveal the commission of any cognizable offence and consequently no crime has been registered. The petitioners are not accused in any crime. They shall not be arrested on the allegation that they have committed any non-bailable offence, submits the learned Public Prosecutor unambiguously.

3. In the light of the submission of the learned Public Prosecutor, the apprehension of the petitioners is found to be without any basis or justification. The submissions of the learned Public Prosecutor are taken note of and hereby recorded. The learned Public Prosecutor submits that if it is, on a later date, found to be necessary to arrest the petitioners on the allegation raised in the petition referred above, further permission of this Court shall be taken before any such attempt is made to arrest the petitioners. These petitions are, in these circumstances, found to be unnecessary.

4. These anticipatory bail applications are, in these circumstances, dismissed with the above observations.

Sd/-

(R. BASANT, JUDGE)

Nan/

//true copy//

P.S. to Judge